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7 **IN THE UNITED STATES DISTRICT COURT**  
8 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
9 **SAN JOSE DIVISION**

10  
11 UNITED STATES OF AMERICA, ) NO. CR-10-00301-DLJ  
12 Plaintiff, )  
13 ) **STIPULATION AND ORDER**  
14 v. ) **CONTINUING PRETRIAL/STATUS**  
15 ) **CONFERENCE HEARING**  
16 FRANCISCO GARCIA, )  
17 Defendant. )  
18 \_\_\_\_\_

19 IT IS HEREBY STIPULATED by the undersigned that the Pretrial/Status Conference Hearing  
20 in the above-entitled case, currently scheduled for June 7, 2011 at 9:00 a.m., be vacated and rescheduled  
21 for June 14, 2011 at 9:00 a.m. The continuance is necessary due to the unavailability of defense counsel  
22 and to allow the parties to continue plea discussions.

23  
24 IT IS SO STIPULATED.

25  
26 Dated: May 31, 2011

27 \_\_\_\_\_ /s/  
28 BRUCE C. FUNK, ESQ.  
Attorney for Francisco Garcia

29  
30 Dated: May 31, 2011

31 \_\_\_\_\_ /s/  
32 NAT COUSINS, ESQ.  
Assistant United States Attorney

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## ORDER

2       Based upon the stipulation of the parties, it is hereby ordered that the Pretrial/Status Conference  
3   Hearing in the above-entitled case, previously scheduled for June 7, 2011 at 9:00 a.m., be vacated and  
4   rescheduled for June 14, 2011 at 9:00 a.m.

6 || Dated: June 2, 2011

**D. LOWELL JENSEN,**  
United States District Judge